

EXECUTIVE CHAMBERS

HONOLULU

July 13, 2004

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1840

Honorable Members
Twenty-Second Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1840, entitled "A Bill for an Act Relating to Air Pollution Control."

The purpose of this bill is to authorize the Department of Health to adopt rules to control "fugitive" dust, both within and beyond a property lot boundary line, regardless whether the dust enters the outdoor air.

This bill is objectionable because it is unnecessary. The existing law currently allows the Department of Health to adopt rules to control "fugitive" dust within and beyond a property lot boundary line, whether or not the dust enters the outdoor air, and the Department of Health has already adopted such rules.

For the foregoing reason, I am returning House Bill No. 1840 without my approval.

Respectfully,

LINDA LINGLE
Governor of Hawaii